

TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

March 22, 2005

TO: Internal File

THRU: Pamela Grubaugh-Littig, Permit Supervisor

THRU: Wayne Western, Environmental Scientist III, Engineer/Team Lead

FROM: Karl R. Houskeeper, Environmental Scientist III

RE: Re-Submittal of the Penta Creek Fee Lease IBC for Development of Gate Entries, West Ridge Resources, West Ridge Mine, C007/0041, Task ID #2172

SUMMARY:

The Division received an application for the re-submittal of the Penta Creek Fee Lease IBC. This submittal includes development gate entries. The application was received on March 8, 2005.

The application will change the total permit area from 4382.55 acres to 4432.55 acres. This increase is 50 acres associated with the Penta Creek Fee Lease in Section 7 of Township 14 South, Range 14 East S.L.B.& M., specifically SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

This memo is a review of the administrative section. A previous application had been submitted to the Division (Task #1942) and then withdrawn. Information in this application had deficiencies associated with the review of the administrative section. The deficiencies listed in Task #1942 have been addressed in this application Task #2172.

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TECHNICAL ANALYSIS:

GENERAL CONTENTS

IDENTIFICATION OF INTERESTS

Regulatory Reference: 30 CFR 773.22; 30 CFR 778.13; R645-301-112

Analysis:

Minor changes have been made that show the owners of record of all property (surface and subsurface). The additions shown in the application are already contained in the approved MRP.

Findings:

Information submitted in this application meets the minimum requirements of this section.

VIOLATION INFORMATION

Regulatory Reference: 30 CFR 773.15(b); 30 CFR 773.23; 30 CFR 778.14; R645-300-132; R645-301-113

Analysis:

New information has been submitted as part of this application that updates Appendix 1-2 with current Violation information.

Findings:

Information submitted in this application meets the minimum requirements of this section.

RIGHT OF ENTRY

Regulatory Reference: 30 CFR 778.15; R645-301-114

Analysis:

The right of entry information for the 50 acres parcel that West Ridge Resources Inc. has requested to be added to the total permit area of 4382.55 acres is contained in the Penta Creek Fee Lease Area approval found in Appendix 1-14. The proposed 50 acres addition would bring the total permit area to 4432.55 acres and is located in Section 7 of Township 14 South, Range 14 East S.L.B.& M., specifically SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

Findings:

PUBLIC NOTICE AND COMMENT

Regulatory References: 30 CFR 778.21; 30 CFR 773.13; R645-300-120; R645-301-117.200.

Analysis:

The permit application has been determined by the Division to be an Incidental Boundary Change.

Findings:

Public Notice is not required.

RECOMMENDATIONS:

The minimum requirements for the administration section of this application have been met. The application should be approved.